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**FACSIMILE TRANSMITTAL SHEET****TO:**

Examiner Joan M. Olszewski - Art Unit 3677

**FROM:**

Byron S. Kuzara

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**COMPANY:**

USPTO

**DATE:**

July 14, 2004

**FAX NUMBER:**

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**RE:**

Serial No. 10/685,309

**OUR REFERENCE NO.:**

005127.00467

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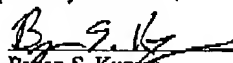
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I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office at telephone number (703) 872-9306 on July 14, 2004.

Respectfully submitted,

  
By: Byron S. Kuzara  
Registration Number 51,255  
Banner & Witcoff, Ltd.

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Philip A. FRANK

Serial No. 10/685,309

Filed: October 14, 2003

For: FLEXIBLE BAND

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Group Art Unit: 3677

Examiner: Olszewski, J.

Docket No. 005127.00467

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**RESPONSE TO RESTRICTION REQUIREMENT**

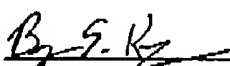
Commissioner for Patents  
Alexandria, VA 22313

Sir:

In response to the Restriction Requirement of June 23, 2004, Applicant elects to prosecute claims 29-50, which are drawn to a timepiece. This election is made without traverse.

This Response is being timely filed by facsimile transmission on July 14, 2004. Should additional fees or an extension of time be deemed necessary for consideration of this Response, such fees or extension are hereby requested and the Commissioner is authorized to charge deposit account number 19-0733 for the payment of the requisite fee. Examination on the merits is respectfully awaited.

Respectfully submitted,

  
By: Byron S. Kuzara  
Registration No. 51,255

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Dated: July 14, 2004